

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on February 23, 2007 at 10:10 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Sinrud, Chairman (R)
Rep. Eve Franklin, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Bill Beck (R)
Rep. Tim Callahan (D)
Rep. Edith Clark (R)
Rep. Bill E. Glaser (R)
Rep. Ray Hawk (R)
Rep. Cynthia Hiner (D)
Rep. Galen Hollenbaugh (D)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. Penny Morgan (R)
Rep. John L. Musgrove (D)
Rep. Rick Ripley (R)
Rep. Jon C. Sesso (D)
Rep. Jack Wells (R)
Rep. Craig Witte (R)

Members Excused: None.

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Jon Moe, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None
Executive Action: HB 26, HB 57, HB 96, HB 298, HB
407, HB 338, HB 339, HB 416, HB 447

EXECUTIVE ACTION ON HB 26

00:03:46 **Motion:** Rep. Ripley moved **HB 26 DO PASS.**

00:04:02 **Motion:** Rep. Ripley moved **TO AMEND HB 26.**
EXHIBIT(aph41a01)

Discussion:

00:04:36 Rep. Ripley

00:07:07 **Vote:** Motion carried unanimously 19-0 by roll call vote. Rep. Glaser, Rep. Sesso, and Rep. Franklin voted by proxy.

00:07:10 **Motion/Vote:** Rep Ripley moved **HB 26 DO PASS AS AMENDED.** Motion carried unanimously 19-0 by roll call vote. Rep. Glaser, Rep. Franklin and Rep. Sesso voted by proxy.

EXECUTIVE ACTION ON HB 57

00:10:45 **Motion:** Rep. Callahan moved **HB 57 DO PASS.**

00:12:21 **Motion:** Rep. Callahan moved **TO AMEND HB 57.**
EXHIBIT(aph41a02)

Discussion:

00:13:15 Rep. Callahan

00:13:27 Mr. Moe

00:13:44 Rep. Clark

00:14:14 **Vote:** Motion carried unanimously 19-0 by voice vote. Rep. Glaser, Rep. Sesso, and Rep. Franklin voted by proxy.

00:14:29 **Motion/Vote:** Rep. Callahan moved **HB 57 DO PASS AS AMENDED.** Motion carried unanimously 19-0 by voice vote. Rep. Glaser, Rep. Sesso, and Rep. Franklin voted by proxy.

EXECUTIVE ACTION ON HB 96

00:15:28 Rep. Sinrud

00:16:09 **Motion:** Rep. Wells moved **HB 96 DO PASS.**

00:17:12 **Motion:** Rep. Wells moved a **CONCEPTUAL AMENDMENT** to reduce the amount on Page 1, Line 16 down to \$100,000 for biennium.

Discussion:

00:16:55 Rep. Morgan

00:18:06 **Vote:** Motion carried 16-3 by roll call vote, with Rep. Beck, Rep. Morgan, and Rep. Hawk voting no. Rep. Glaser, Rep. Franklin, and Rep. Sesso voted by proxy.

00:19:55 **Motion/Vote:** Rep. Wells moved **HB 96 DO PASS AS AMENDED**. Motion carried 10-9 by roll call vote with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, Rep. Musgrove, and Rep. Kasten voting no. Rep. Franklin voted by proxy.

EXECUTIVE ACTION ON HB 298

00:22:26 **Motion:** Rep. Hiner moved **HB 298 DO PASS**.

Discussion:

00:23:45 Rep. Hiner

00:24:21 **Vote:** Motion carried 15-4 by roll call vote, with Rep. Glaser, Rep. Witte, Rep. Morgan, and Rep. Kasten voting no. Rep. Franklin voted by proxy.

EXECUTIVE ACTION ON HB 338

00:26:05 **Motion:** Rep. Wells moved **TO TABLE HB 338**.
EXHIBIT(aph41a03)

00:26:16 **Vote:** Motion carried 14-5 by roll call vote, with Rep. Witte, Rep. Jayne, Rep. Callahan, Rep. Hollenbaugh, and Rep. Musgrove voting no.

EXECUTIVE ACTION ON HB 339

00:28:04 **Motion:** Rep. McChesney moved **HB 339 DO PASS**.

Discussion:

00:28:34 Rep. Hiner
EXHIBIT(aph41a04)

EXHIBIT(aph41a05)

00:30:59 **Motion:** Rep. Hiner moved **TO AMEND HB 339.**

EXHIBIT(aph41a06)**Discussion:**

00:31:25 Rep. Jayne
00:31:32 Rep. McChesney
00:31:44 Rep. Small-Eastman
00:33:15 Rep. Sinrud

00:33:50 **Vote:** Motion carried unanimously 19-0 by roll call vote.

00:35:21 **Motion:** Rep. McChesney moved **HB 339 DO PASS AS AMENDED.**

Discussion:

00:35:26 Rep. Jayne
00:35:54 Rep. Kasten
00:36:40 Rep. Franklin
00:38:07 Rep. Small-Eastman
00:40:40 Rep. Ripley
00:41:33 Rep. Jayne
00:42:39 Rep. Witte
00:43:50 Rep. Sesso
00:44:25 Rep. Sinrud

00:44:34 **Motion:** Rep. Franklin moved a **CONCEPTUAL AMENDMENT to strip the appropriation and give authority to pursue funding from private sources.**

00:45:00 **Substitute Motion:** Rep. Ripley made a substitute motion **TO TABLE.**

00:45:38 Rep. Sinrud ruled the substitute motion by Rep. Ripley out of order because a conceptual motion was on the table.

00:46:06 Rep. Franklin
00:46:25 Rep. Morgan
00:46:37 Rep. Wells
00:47:08 Rep. Franklin withdrew her motion.

00:47:40 **Motion:** Rep. Wells moved **TO TABLE HB 339.**

00:47:47 **Vote:** Motion carried 13-6 by roll call vote, with Rep. Franklin, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, and Rep. Kasten voting no.

EXECUTIVE ACTION ON HB 407

00:49:43 **Motion:** Rep. Beck moved **HB 407 DO PASS.**

00:50:06 **Motion:** Rep. Taylor moved **TO AMEND HB 407.**
EXHIBIT(aph41a07)

Discussion:

00:51:17 Rep. Witte
00:51:45 Rep. Sinrud
00:52:09 Rep. Callahan
00:52:13 Rep. Ripley
00:52:36 Rep. Sesso
00:56:35 Rep. Ripley
00:56:52 Rep. Clark
00:57:27 Rep. Witte
00:58:14 Rep. Kasten
00:59:10 Rep. Sinrud
00:59:52 Rep. Morgan

01:00:10 **Vote:** Motion carried 13-6 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Hiner, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no.

01:01:17 **Motion:** Rep. Franklin moved a **CONCEPTUAL AMENDMENT to change the amount on Page 1, Line 4 and Page 1, Line 19 to \$750,000.**

Discussion:

01:02:00 Rep. Jayne
01:02:33 Rep. Beck
01:03:22 Rep. Musgrove
01:04:04 Rep. Sinrud
01:04:37 Mr. Moe
01:04:56 Rep. Hiner
01:05:44 Rep. Sinrud
01:05:55 Rep. Hiner

01:06:27 **Substitute Motion:** Rep. Kasten made a **SUBSTITUTE MOTION to make the amount on Page 1, Line 4 and Page 1, Line 19 \$1M each year.**

01:07:52 **Vote:** Motion carried 10-9 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Witte, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, Rep. Morgan, and Rep. Musgrove voting no.

01:09:26 **Motion:** Rep. Glaser moved **HB 407 DO PASS AS AMENDED.**

Discussion:

01:09:41 Rep. Hiner

01:10:04 Rep. Franklin

01:10:38 Rep. Witte

01:11:29 Rep. Sesso

01:12:32 **Vote:** Motion carried 10-9 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, Rep. Morgan, and Rep. Musgrove voting no.

EXHIBIT(aph41a08)

EXECUTIVE ACTION ON HB 416

01:13:58 **Motion:** Rep. Sesso moved **HB 416 DO PASS.**

01:15:13 **Motion:** Rep. Sesso moved **TO AMEND HB 416.**

EXHIBIT(aph41a09)

Discussion:

01:16:39 Rep. Sesso

01:17:29 **Vote:** Motion carried 17-2 by voice vote. Rep. Franklin and Rep. Jayne voted no.

01:18:16 **Motion:** Rep. Sesso moved **HB 416 AS AMENDED.**

Discussion:

01:18:33 Rep. Franklin

01:18:50 Rep. Sesso

01:19:09 **Substitute Motion:** Rep. Morgan moved **TO TABLE HB 416.**

01:19:56 Rep. Sinrud stated he would not recognize the motion in the middle of a discussion and asked Rep. Sesso to continue his explanation.

01:20:05 Rep. Sesso

01:22:03 **Vote:** Substitute motion to table failed 9-10 by roll call vote, with Rep. Glaser, Rep. Wells, Rep. Ripley, Rep. Beck, Rep. Clark, Rep. Morgan, Rep. Taylor, Rep. Kasten, and Rep. Sinrud voting aye.

01:23:57 **Vote:** Motion on HB 416 as amended failed 8-11 by roll call vote, with Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, Rep. Musgrove, and Rep. Hawk voting aye.

01:26:56 **Motion/Vote:** Rep. Glaser moved **TO REVERSE THE VOTE AND TABLE**. Without objection, HB 416 as amended was tabled and the vote was reversed.

01:27:42 Rep. Sinrud

EXECUTIVE ACTION ON HB 447

01:27:54 **Motion/Vote:** Rep. Wells moved **TO TABLE HB 447**. Motion carried 15-4 by roll call vote, with Rep. Callahan, Rep. Hiner, Rep. Sesso, and Rep. Musgrove voting no.

Further Business:

01:30:51 Rep. Sinrud
01:31:00 Rep. Sesso
01:31:18 Mr. Moe

Additional Exhibits:

HB 173 of 2/16/07
EXHIBIT(aph41a10)

ADJOURNMENT

Adjournment: 11:38 A.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph41aad.pdf](#))